

NEWS

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SUMMARY OF CASES ACCEPTED DURING THE WEEK OF JANUARY 31, 2000

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The description or descriptions set out below do not necessarily reflect the view of the court, or define the specific issues that will be addressed by the court.]

#00-12 <u>Arredando on Habeas Corpus</u>, S084166. (B132970.) Unpublished opinion. Petition for review after the Court of Appeal granted habeas corpus relief. The court ordered briefing deferred pending decision in <u>Resendiz on Habeas Corpus</u>, S078879 (#99-109), which concerns whether counsel has a duty to investigate and advise his client of the immigration consequences of a guilty or no contest plea.

#00-13 Preston v. State Board of Equalization, S083632. (A081437.) Unpublished opinion. Petition for review after the Court of Appeal affirmed the judgment in an action for refund of sales taxes. This case concerns 1) whether there is a taxable sale of tangible personal property or only a nontaxable sale of intangible rights when an artist is compensated to transfer artwork for reproduction but retains ownership of the original artwork and 2) whether the taxpayer adequately raised a claim she merely transferred rights under federal copyright law in her administrative claim.

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